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Guangdong Shao*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATEHOLDERS OF  
THE CWABS, INC. ASSET-BACKED  
CERTIFICATES, SERIES 2006-13, a national  
banking trust,

Plaintiff,

vs.

NEWPORT COVE III OWNERS  
ASSOCIATION, a Nevada corporation;  
DAVID YAU FAI HO; an individual, and  
GUANGDONG SHAO, an individual,

Defendants.

Case No.: 2:17-CV-02088-JAD-VCF

**STIPULATION AND ORDER TO  
STAY DISCOVERY PENDING  
RESOLUTION OF MOTION TO  
DISMISS**

Defendants, David Yau Fai Ho and Guangdong Shao, ("Defendants") by and  
through Sarah A. Morris, Esq. and Timothy A. Wiseman, Esq. of the law firm Morris  
Law Center; The Bank of New York Mellon FKA The Bank of New York, as Trustee  
for the Certificateholders of the CWABS, Inc. Asset-backed Certificates, Series 2006-13  
("BNYM") by and through Shadd A. Wade, Esq. of the law firm Zieve, Brodnax &

1 Steele, LLP, and Newport Cove III Owners Association, by and through Victor F.  
2 Luke, Esq. of Gibbs Giden Locher Turner hereby agree and stipulate as follows:

3 IT IS HEREBY AGREED AND STIPULATED, that the parties jointly request an  
4 Order staying all discovery until the pending Motions to ~~Remand~~ <sup>Dismiss</sup> (Doc. 10 and Doc.  
5 12) are ruled upon.

6 IT IS FURTHER HEREBY AGREED AND STIPULATED that the parties jointly  
7 request an Order extending the time for the Plaintiff to respond to Defendants David  
8 Yau Fai Ho and Guangdong Shao's Motion to Dismiss (Doc. 10) and Defendant  
9 Newport Cove Homeowner's Association's Motion to Dismiss (Doc. 12) by thirty (30)  
10 days.

11 The parties have good cause for requesting the stay due to the possible effect of  
12 resolving all claims or issues in this case if the pending motions are granted. The  
13 parties believe a stay of the matter to be appropriate to conserve judicial resources.  
14 The parties have entered into the agreement in good faith and not for purposes of  
15 delay.

16 ...

17 ...

18 ...

19 ...

IT IS FURTHER AGREED AND STIPULATED that once the stay is lifted, any remaining parties will submit a renewed discovery schedule 30-days from the date the stay is lifted.

Dated: October 15, 2017

MORRIS LAW CENTER

By: /s/ Timothy A. Wiseman

Sarah A. Morris, Esq.  
Nevada Bar No. 8461  
Timothy A. Wiseman, Esq.  
Nevada Bar No. 13786  
*Attorneys for David Yau Fai Ho and  
Guangdong Shao*

Dated: October 16, 2017

ZIEVE, BRODNAX & STEEL, LLP

By: /s/ Shadd A. Wade

Shadd A. Wade, Esq.  
Nevada Bar No. 11310  
*Attorney for Plaintiff  
(signed by filing attorney with permission)*

GIBBS GIDEN LOCHER TURNER  
SENET & WITTBRODT LLP

By: /s/ Victor F. Luke

Victor F. Luke, Esq.  
Nevada Bar No. 13714  
*(signed by filing attorney with  
permission)*

ORDER

IT IS SO ORDERED this 17<sup>th</sup> day of October, 2017.



UNITED STATES MAGISTRATE JUDGE

Respectfully submitted:

By: /s/ Timothy A. Wiseman  
Timothy A. Wiseman  
Nevada Bar No. 13786  
Attorney for David Yau Fai Ho and  
Guangdong Shao

**CERTIFICATE OF SERVICE**

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On this date, I caused to be served a true and correct copy of the foregoing **STIPULATION AND ORDER TO STAY DISCOVERY PENDING RESOLUTION OF MOTION TO DISMISS** by the method indicated:

\_\_\_\_\_  
**BY FAX:** by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. pursuant to EDCR Rule 7.26(a). A printed transmission record is attached to the file copy of this document(s).

\_\_\_\_\_  
**BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the email addresses set forth below and/or included on the Court's Service List for the above-referenced case.

\_\_\_\_\_  
**BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.

\_\_\_\_\_  
**BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an overnight delivery service company for delivery to the addressee(s) on the next business day.

\_\_\_\_\_  
**BY PERSONAL DELIVERY:** by causing personal delivery via messenger service of the document(s) listed above to the person(s) at the address(es) set forth below.

\_\_\_\_\_  
**BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.

and addressed to the following:

Shadd A. Wade Esq.  
swade@zbslaw.com

Victor F. Luke, Esq.  
vluke@gibbsgiden.com

Dated this 17<sup>th</sup> day of October, 2017

  
\_\_\_\_\_  
An employee of Morris Law Center